

POWERTECH (USA) INC.

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MINERALS & MINING PROGRAM

November 12, 2008

Ms. Roberta Fivecoate
Natural Resources Project Engineer
Minerals and Mining Program
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3182

Affidavit of Publication

Dear Ms. Fivecoate:

Enclosed is Affidavit of Publication from the Custer County Chronicle for the Notice of Request for Determination of Special, Exceptional, Critical, or Unique Lands published October 29, 2008.

Please do not hesitate to contact me with any questions at 605-662-8308.

Sincerely,
POWERTECH (USA) INC.

Mark Hollenbeck, P.E.
Project Manager, Dewey-Burdock

MH:las

Enclosure: Affidavit of Publication – Custer County Chronicle, Notice of Request for Determination of Special, Exceptional, Critical, or Unique Lands, October 28, 2008



Dewey-Burdock Operations Office
310 2nd Avenue - PO Box 812 - Edgemont, SD 57735
(605) 662-8308 www.powertechuranium.com

NOV 13 2008

Affidavit of Publication

State of South Dakota)

)ss.

County of Custer)

Charles W. Najacht of said county, being duly sworn, on oath says that he is publisher of the Custer County Chronicle, a weekly newspaper printed and published in Custer City, said County of Custer and has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein, mentioned, and was and is printed wholly or in part in an office maintained at said place of publication: that the

Minerals & Mining Program
"Notice of Request - Powertech"

a printed copy of which, taken from the paper in which the same was published, is attached to this sheet, and is made a part of this Affidavit, was published in said newspaper at least once each week for 1 successive week(s), on which said newspaper was regularly published, to wit:

Oct. 29, 2008; _____;
 _____;
 _____;
 _____;
 _____;

the full amount of the fees for the publication of the annexed notice is \$ 29.02.

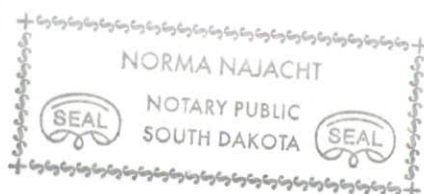
Charles W. Najacht

Subscribed and sworn to me before this 29
 of October, 2008;

Norma Najacht

NOTARY PUBLIC

MY COMMISSION EXPIRES: May 5, 2012


NOTICE OF REQUEST
 FOR DETERMINATION OF SPECIAL,
 EXCEPTIONAL, CRITICAL, OR
 UNIQUE LANDS

MINERALS & MINING PROGRAM

Notice is hereby given that Powertech (USA) Inc., PO Box 812, Edgemont, South Dakota, 57735, has submitted a Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate to the Department of Environment and Natural Resources. The legal description of the operation is E1/2 NE1/4, E1/2 SE1/4, SW1/4 SE1/4, S1/2 NW1/4 SE1/4, SE1/4 SW1/4, and S1/2 NE1/4 SW1/4 Section 20, W1/2, W1/2 W1/2 NE1/4, and W1/2 NW1/4 SE1/4 Section 21, S1/2 Section 27, N1/2 NW1/4, SW1/4 NW1/4, and SW1/4 Section 28, Section 29, Section 30, E1/2 Section 31, Section 32, NW1/4, SW1/4, SE1/4, and S1/2 NE1/4 Section 33, Section 34, and Section 35; T6S-R1E, Custer County and Section 1, Section 2, Section 3, W1/2 W1/2 Section 4, Section 5, Section 10, Section 11, Section 12, NW1/4, W1/2 NE1/4, and NE1/4 NE1/4 Section 14, and N1/2 Section 15; T7S-R1E, Fall River County. Powertech (USA) Inc. has submitted the Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate for purposes of determining whether the lands potentially affected by the proposed mining operation are eligible for inclusion on the preliminary list of special, exceptional, critical, or unique lands.

The proposed operation involves an in situ leach mining operation for uranium in an area located 12 to 17 miles northwest of Edgemont, South Dakota. The large scale operation will directly affect approximately 1,600 acres, although a total of 10,580 acres will be included in the permitted boundary. The in situ leach mining process involves injecting carbon dioxide and oxygen into an aquifer containing the uranium. The uranium will be oxidized, dissolved, and pumped out of the aquifer to a central processing plant where the water will be treated to remove the uranium. Reclamation will include restoration of the aquifer to baseline conditions, well plugging which will be conducted concurrently with mining, decommissioning of the processing plant, and removal of pipelines and evaporation ponds. The land will be reclaimed to its present use of grazing and wildlife habitat.

A copy of the Request may be reviewed at the Minerals and Mining Program, Joe Foss Building, 523 East Capitol, Pierre, South Dakota, at the Custer County Register of Deeds office in Custer, South Dakota, or at the Fall River Register of Deeds office in Hot Springs, South Dakota.

Any citizen, organization, or agency may nominate lands described in this Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate for inclusion on the preliminary list of special, exceptional, critical, or unique lands by submitting a nominating petition to the Department of Environment and Natural Resources pursuant to the requirements of ARSD 74:29:10:16 no later than December 28, 2008. Persons desiring further information may contact Eric Holm or Roberta Fivecoate, Minerals and Mining Program, at (605) 773-4201.

#323, 10/29